

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)	CRIMINAL ACTION
)	
v.)	NO. 05-10085-RCL
)	
HANA F. AL JADER)	

DEFENDANTS MOTION TO MODIFY CONDITIONS OF RELEASE

Now comes the Defendant, Hana F. Al Jader, through undersigned counsel and respectfully moves this Honorable Court for an order modifying the previously entered conditions of release, confining her to her home with electronic monitoring.

In support thereof, counsel represents as follows:

I. BACKGROUND

1. The Defendant, Hana F. Al Jader, was indicted in the United States District for the District of Massachusetts and charged in a ten count indictment with violations of the forced labor law; document servitude; false records; visa fraud; and harboring aliens unlawfully in the United States.
2. The Defendant was arrested and brought before the Court for her initial appearance March 30, 2005.
3. By agreement with the United States Attorney, the Defendant's arraignment and detention hearing were continued until April 1, 2005.
4. On April 1, 2005, this Honorable Court, after hearing, entered an order releasing Ms. Al Jader on conditions, a copy of which is attached hereto and marked Exhibit A.
5. The Defendant, Hana F. Al Jader, as a condition of her release voluntarily produced her diplomatic passport and surrendered same to the custody of the Clerk of the United States District Court for the District of Massachusetts.
6. The Court in its discretion released the Defendant on house arrest on the afternoon of April 1, 2005. A condition of her continued release was the requirement that the Defendant not later than 5:00 p.m. on the following Tuesday, April 5, 2005 (two

business days later) submit in a form of acceptable to the office of the United States Attorney a series of documents including, appraisals, title rundowns, signed escrow agreements, and Quitclaim Deeds to be held in the escrow by the Clerk of the United States District Court for the District of Massachusetts for two properties (62 Cambridge Street, Winchester, Massachusetts and 353 Mystic Street, Arlington, Massachusetts).

7. The Court imposed deadline of Tuesday April 5, 2005 also required the Defendant to record in the Middlesex South Registry of Deeds two mortgages in favor of the government on the aforementioned Arlington and Winchester properties.

8. **Following the Defendant's release she remained at liberty in her home from Friday, April 1, 2005 until Tuesday, April 5, 2005, when the two deeds and mortgages ordered by the Court to be executed and recorded in the Middlesex South Registry of Deeds, were filed. (emphasis added).**

9. On Friday April 8, 2005 with less than a one hour notice, based on the United States Attorney's ex parte Motion requesting an immediate hearing to revoke the Defendant's release, the Defendant appeared with counsel before this Honorable Court for further proceedings.

10. The forthwith scheduling of the government's ex parte motion for an immediate hearing deprived the Defendant of a meaningful opportunity to prepare for the hearing on April 8, 2005.

11. Following the April 8, 2005 hearing, this Honorable Court modified the Defendant's previously proposed conditions of release by imposing an additional condition that the Defendant be confined to her home, and monitored by means of an electronic monitoring device.

12. Undersigned counsel has on April 13, 2005 and April 19, 2005 continued to provide information to both the United States Attorney and Pre-trial Services concerning on-going activities at the Defendant's Winchester residence, including but not limited to activities involving the loading of an overseas container located at the Winchester residence, and the names of all individuals who have been working or residing at 62 Cambridge Street, Winchester, Massachusetts.

13. Pre-Trial services has permitted the Defendant to travel from Winchester to 66 Long Wharf, Boston, Massachusetts, the office of her counsel, on two separate

occasions (April 30, 2005 from 10:00 a.m. to 3:00 p.m. and May 5, 2005 from 1:00 p.m. to 7:00 p.m.) without incident.

**II THE EVIDENCE OFFERED AT THE APRIL 8, 2005 HEARING
CONTAINED MISINFORMATION AND INSUFFICIENT EVIDENCE TO
JUSTIFY HOME CONFINEMENT AND ELECTRONIC MONITORING**

14. The basis for the government's request to revoke the Defendant's bail was set forth in the government's motion with supporting affidavit (hereinafter the "Government Submission", a copy of which is attached hereto and marked Exhibit B).

15. Paragraph 4 of Exhibit B reflects that on April 7, 2005 a large truck was observed in front of Defendant's residence in Winchester containing 29 boxes from Design Toscano a home furnishing company located in Elk Grove, Illinois.

16. The Courts attention is respectfully directed to the invoices attached hereto and collectively marked Exhibit C, which reflects that multiple items of home furnishings and furniture were ordered on March 1, 2005 (a date approximately one month prior to the Defendant's arrest, and three and one half months after the Defendant's residence was searched by the Federal agents on November 16, 2004).

17. During the November 16, 2004 search of the Defendant's residence the searching agents observed a substantial amount of similar personality and furniture being stored throughout the house in sealed boxes, awaiting export to Saudi Arabia.

18. The compendium of invoices in Exhibit C reflect that the large quantity of personal furnishing (many of which are duplicates of the same item) were ordered well in advance of the Defendant's arrest and indictment, and were purchased for export to Saudi Arabia as part of the Defendant's ongoing import/export business.

19. Information contained in the government's initial disclosures makes clear that the United States Attorney knew that the Defendant prior to her arrest was in the import/export business, and had been during the relevant time period.

20. Paragraph 7 of the Government's Submission notes that Pre-trial Service Officers Thomas O'Brien and his supervisor Basil Cronin during a home visit on April 7, 2005, were informed by the Defendant that the personal goods, home furnishings and furniture referred to above were being exported to Saudi Arabia, as part of her import/export business.

21. Also in paragraph 7 of the Government's Submission they state that a large oceangoing container had been brought to the Defendant's residence.

22. Exhibit D attached hereto is a photograph of the red container, which can be viewed from the street in front of the Defendant's residence, in a prominent position directly in plain view.

23. The container used for shipping goods from the United States to Saudi Arabia was ordered prior to the Defendant's arrest on March 30, 2005.

24. The Court's attention is respectfully directed to the Affidavit of Evans Tsiaousopoulos (attached hereto and marked as Exhibit E) which sets forth the chronology relating to the ordering of the shipping container. **The container was ordered prior to the Defendant's arrest. (emphasis added)**

25. As a further basis for their motion, the United States Attorney alleges that two teenage sons of the Defendant purportedly advised a truck driver not to set up furniture in the residence.

26. Pre-trial service officers who have made at least (4) four home visits since the Defendant's release can confirm that the house is fully furnished, and that setting up additional items of furniture would take up a substantial amount of furnished living space, and would not be needed for use by the occupants.

27. The United States Attorney also relied on the assertion that one of the Defendant's teenage sons reported to a truck driver that the FBI had been harassing the family and had raided the house a number of times. The child also suggested that the family intended to move back to Saudi Arabia at some unspecified time.

28. This information can be easily explained.

29. The Search Warrant Execution Log reflects, that the search conducted of the Defendant's single family residence at 62 Cambridge Street, Winchester, Massachusetts lasted five hours, (see Search Warrant Execution Log attached hereto and marked as Exhibit E) and utilized the services of approximately 20 FBI and ICE agents. (See excerpt of investigation report dated November 17, 2004 attached hereto and marked as Exhibit F).

30. Clearly, the Defendant's young son formed the opinion that a five hour search by 20 armed agents was in his view a form of harassment. His opinion does not

provide a credible basis to conclude that because he is unhappy in the United States and believes his family is being harassed, that the Defendant intends to flee the jurisdiction.

III. REASONS TO MODIFY CONDITIONS OF RELEASE

31. There was no additional credible evidence introduced at the April 8, 2005 hearing sufficient to form a basis to require home confinement and electronic monitoring.

32. **There is no evidence or statements attributable to the Defendant indicating that at any time she intended to leave the United States prior to the resolution of her pending case. To the contrary, the Defendant has at all times by her conduct demonstrated a clear intention to remain in the United States. (emphasis added)**

33. The Defendant, Hana F. Al Jader, is the principal caregiver for her six children and invalid husband, none of whom are licensed or authorized to operate a motor vehicle in the Commonwealth of Massachusetts.

34. The Defendant, Hana F. Al Jader, at presents relies on friends and third parties to shop for food and other items necessary to maintain her family.

35. The Defendant, Hana F. Al Jader, needs the ability to leave her residence in order to provide the necessary care and support her family requires.

36. The Government has produced approximately 4,000 pages of discovery material and identified numerous individuals who may have relevant information in this case.

37. The Defendant is represented by James Michael Merberg, a sole practitioner with offices at 66 Long Wharf, Boston, Massachusetts who needs the ability to confer with the Defendant on a regular and a re-occurring basis.

IV. ARGUMENT

Counsel respectfully submits that the receipt of a substantial quantity of personal home furnishings and furniture ordered one month prior to the Defendant's arrest, and the subsequent placement of a large bright red ocean going container directly in front of the Defendant's residence (ordered prior to her arrest and delivered following her release on bail) do not constitute a change of circumstances sufficient to warrant a change in the Defendant's conditions of release. Similarly, these facts do not warrant a conclusion that the Defendant intends to flee from the United States.

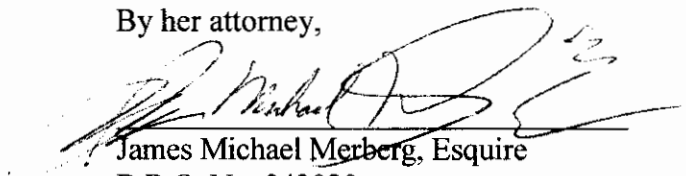
Further, the above-referenced compendium of information and attached supporting documentation make clear that the activities complained of by the government were based on false assumptions, misinformation, and counsel respectfully suggests were insufficient to justify the imposition of the additional component of home confinement and electronic monitoring on the Defendant.

Lastly, the Defendant, Hana F. Al Jader, has complied with all conditions of her pre-trial release without exception, and her continued confinement by electronic monitoring to her residence has and will continue to interfere with her ability to care for her invalid husband and six children, and hamper her ability to assist in the preparation of her defense. (emphasis added)

IV. CONCLUSION

WHEREFORE, the Defendant, through counsel, respectfully moves this Honorable Court for an order modifying the previously imposed conditions of release by vacating the requirement that she be confined to her home and subject to electronic monitoring pending trial.

Respectfully submitted,
Hana F. Al Jader
By her attorney,

A handwritten signature in black ink, appearing to read "James Michael Merberg", is written over a horizontal line.

James Michael Merberg, Esquire
B.B.O. No. 343020
66 Long Wharf
Boston, Massachusetts 02110
Tel. (617) 723-1990

UNITED STATES DISTRICT COURT

District of MASSACHUSETTS

United States of America

V.

**ORDER SETTING CONDITIONS
OF RELEASE**HANA F. AL JADER

Case Number: CR0510085 RCL

Defendant

IT IS ORDERED that the release of the defendant is subject to the following conditions:

- (1) The defendant shall not commit any offense in violation of federal, state or local law while on release in this case.
- (2) The defendant shall immediately advise the court, defense counsel and the U.S. attorney in writing before any change in address and telephone number.
- (3) The defendant shall appear at all proceedings as required and shall surrender for service of any sentence imposed as directed. The defendant shall appear at (if blank, to be notified) AS DIRECTED BY THE COURT

Place

on

Date and Time

Release on Personal Recognizance or Unsecured Bond

IT IS FURTHER ORDERED that the defendant be released provided that:

- (☒) (4) The defendant promises to appear at all proceedings as required and to surrender for service of any sentence imposed.
- (☒) The defendant executes an unsecured bond binding the defendant to pay the United States the ONE MILLION IN PROPERTY -----00/100 dollars (\$ 1,000,000.00) in the event of a failure to appear as required or to surrender as directed for service of any sentence imposed.

DISTRIBUTION: COURT DEFENDANT PRETRIAL SERVICES U.S. ATTORNEY U.S. MARSHAL

—EXHIBIT A

Additional Conditions of Release

Upon finding that release by one of the above methods will not by itself reasonably assure the appearance of the defendant and the safety of other persons and the community.

IT IS FURTHER ORDERED that the release of the defendant is subject to the conditions marked below:

() (6) The defendant is placed in the custody of:

(Name of person or organization) _____

(Address) _____

(City and state) _____

(Tel. No.) _____

who agrees (a) to supervise the defendant in accordance with all the conditions of release, (b) to use every effort to assure the appearance of the defendant at all scheduled court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

Signed: _____

Custodian or Proxy

Date

(X) (7) The defendant shall:

(X) (a) report to the PRETRIAL SERVICES IN PERSON

telephone number _____, not later 10:00 AM EACH MONDAY

(X) (b) execute a bond or an agreement to forfeit upon failing to appear as required the following sum of money or designated property:

PROPERTIES AT 62 CAMBRIDGE STREET IN WINCHESTER; 339 MYSTIC STREET IN ARLINGTON (SEE BELOW)*****

() (c) post with the court the following indicia of ownership of the above-described property, or the following amount or percentage of the above-described

() (d) execute a bail bond with solvent sureties in the amount of \$ _____

() (e) maintain or actively seek employment.

() (f) maintain or commence an education program.

(X) (g) surrender any passport to: PRETRIAL SERVICES FORTHWITH

(X) (h) obtain no passport.

(X) (i) abide by the following restrictions on personal association, place of abode, or travel:

MAINTAIN RESIDENCE AND NOT TO MOVE WITHOUT PRIOR PERMISSION OF THE COURT; TRAVEL RESTRICTED TO MA

() (j) avoid all contact, directly or indirectly, with any persons who are or who may become a victim or potential witness in the subject investigation or prosecution, including but not limited to: _____

() (k) undergo medical or psychiatric treatment and/or remain in an institution as follows: _____

() (l) return to custody each (week) day as of _____ o'clock after being released each (week) day as of _____ o'clock for employment, schooling, or the following limited purpose(s): _____

() (m) maintain residence at a halfway house or community corrections center, as deemed necessary by the pretrial services office or supervising officer.

(X) (n) refrain from possessing a firearm, destructive device, or other dangerous weapons.

() (o) refrain from () any () excessive use of alcohol.

() (p) refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.

() (q) submit to any method of testing required by the pretrial services office or the supervising officer for determining whether the defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing.

() (r) participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the pretrial services office or supervising officer.

() (s) refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or electronic monitoring which is (are) required as a condition(s) of release.

() (t) participate in one of the following home confinement program components and abide by all the requirements of the program which (X) will or (X) will not include electronic monitoring or other location verification system. You shall pay all or part of the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.

() (i) **Curfew.** You are restricted to your residence every day () from _____ to _____, or () as directed by the pretrial services office or supervising officer; or

() (ii) **Home Detention.** You are restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities as pre-approved by the pretrial services office or supervising officer; or

() (iii) **Home Incarceration.** You are restricted to your residence at all times except for medical needs or treatment, religious services, and court appearances pre-approved by the pretrial services office or supervising officer.

(X) (u) report as soon as possible, to the pretrial services office or supervising officer any contact with any law enforcement personnel, including, but not limited to, any arrest, questioning, or traffic stop.

(X) (v) NOT TO VIOLATE ANY LOCAL, STATE OR FEDERAL LAWS;

NOTIFY PRETRIAL SERVICES WITHIN 24 HOURS OF ANY NEW ARREST

(X) (w) SEEK PERMISSION FROM THE COURT TO CHANGE RESIDENCE WITHIN MASSACHUSETTS

****AND BUSINESS INTEREST AT 705 TURNPIKE ST IN CANTON TOGETHER WITH EQUITY IN THE VALUE OF \$1 MILLION

(X) (x) REPORT ALL PRIVATELY EMPLOYED PERSONS ENGAGING IN SERVICES AT THE RESIDENCE, TO THE PRETRIAL SERVICES

REMAIN UNDER HOUSE ARREST UNTIL ALL PROPERTY PAPERS ARE POSTED ON 4/5/05.

Advice of Penalties and Sanctions

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

A violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of release, an order of detention, and a prosecution for contempt of court and could result in a term of imprisonment, a fine, or both.

The commission of a Federal offense while on pretrial release will result in an additional sentence of a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be in addition to any other sentence.

Federal law makes it a crime punishable by up to 10 years of imprisonment, and a \$250,000 fine or both to obstruct a criminal investigation. It is a crime punishable by up to ten years of imprisonment, and a \$250,000 fine or both to tamper with a witness, victim or informant; to retaliate or attempt to retaliate against a witness, victim or informant; or to intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

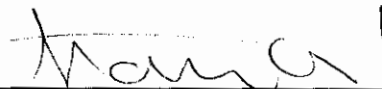
If after release, you knowingly fail to appear as required by the conditions of release, or to surrender for the service of sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, you shall be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, you shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, you shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be in addition to the sentence for any other offense. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions set forth above.


Signature of Defendant

62 Cambridge Street
Address

Winchester, MA 01890
City and State Telephone

Directions to United States Marshal

- (☒) The defendant is ORDERED released after processing.
 () The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judicial officer that the defendant has posted bond and/or complied with all other conditions for release. The defendant shall be produced before the appropriate judicial officer at the time and place specified, if still in custody.

Date: 4/1/05

Signature of Judicial Officer

REX BROWN, COURTROOM CLERK
Name and Title of Judicial Officer

UNITED STATES DISTRICT COURT

District of MASSACHUSETTS

United States of America

V.

**ORDER SETTING CONDITIONS
OF RELEASE**HANA F. AL JADER

Case Number: CR0510085 RCL

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Place

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Date and Time

Release on Personal Recognizance or Unsecured Bond

IT IS FURTHER ORDERED that the defendant be released provided that:

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who agrees (a) to supervise the defendant in accordance with all the conditions of release, (b) to use every effort to assure the appearance of the defendant at all scheduled court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

Signed: _____

Custodian or Proxy

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() (q) submit to any method of testing required by the pretrial services office or the supervising officer for determining whether the defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing.

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The commission of a Federal offense while on pretrial release will result in an additional sentence of a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be in addition to any other sentence.

Federal law makes it a crime punishable by up to 10 years of imprisonment, and a \$250,000 fine or both to obstruct a criminal investigation. It is a crime punishable by up to ten years of imprisonment, and a \$250,000 fine or both to tamper with a witness, victim or informant; to retaliate or attempt to retaliate against a witness, victim or informant; or to intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

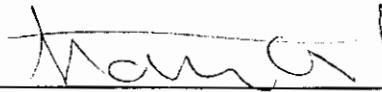
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- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, you shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
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 Signature of Defendant

62 Cambridge Street

 Address

Winchester, MA 01890

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Directions to United States Marshal

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Date: 4/1/05

 Signature of Judicial Officer

REX BROWN, COURTROOM CLERK

 Name and Title of Judicial Officer

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	:	
	:	CRIMINAL ACTION
v.	:	
	:	NO. 05-10085-RCL
HANA F. AL JADER	:	

GOVERNMENT'S EX PARTE MOTION FOR AN IMMEDIATE HEARING ON THE
REVOCATION OF DEFENDANT'S RELEASE

The government respectfully moves ex parte for a hearing on revoking the release of defendant Hana F. Al Jader ("Al Jader") and detaining her pending trial in this matter. As grounds therefor, as explained in more detail in the attached affidavit of Special Agent Glen Fitzpatrick, Department of Homeland Security, the government states that there is new evidence which shows that defendant is a serious risk of flight and is unlikely in the future to abide by any condition or combination of conditions of release.

1.) The indictment in this case, returned on March 29, 2005, charges Al Jader with forced labor, document servitude, falsification of records, visa fraud and harboring an alien in the United States for private financial gain.

2.) On March 30, 2005, at Al Jader's initial appearance, the government moved, pursuant to 18 U.S.C. §3142(f)(2)(B), for detention based on its belief that no condition or combination of conditions would assure her appearance for trial.

3.) A detention hearing was held on April 1, 2005. The Court determined that the defendant could be released if she could post bail in the amount of \$1 million, secured by her two residences in Winchester and Arlington. The defendant was released and placed on house arrest until such time as the bail was posted. On April 5, 2005, the defendant, through counsel, filed the required documentation securing the properties as bail. Since that date, the defendant's travel is restricted to Massachusetts and she is required to report in person to pre-trial every Monday.

4.) On April 7, 2005, in the morning, a large truck was observed in front of the defendant's residence in Winchester. The truck was from D.C. Enterprises. It contained 29 boxes from a furniture company in Illinois. These brown boxes of varying sizes were observed to be unloaded and left sitting in the front yard.

5.) Federal agents later interviewed an employee from D.C. Enterprises. He stated that he believed the boxes contained different kinds of furniture ordered by Hana F. Al Jader from Design Toscano, Elk Grove Village, Illinois. The delivery left Illinois on March 17, 2005. The delivery service was hired to deliver the furniture on March 28, 2005 but was unable to contact anyone. On April 6, 2005, an unknown male at the address arranged for the delivery on April 7, 2005 and requested "white

glove service," which is setting up the furniture and removing the boxes and wrapping.

6.) Federal agents also interviewed the driver of the truck after the delivery was made. He stated that after he arrived to unload the boxes, two teenage males came from the house and told him that their mother was asleep inside. The sons then went on to tell the driver not to set up the furniture because the family was moving back to Saudi Arabia and this would be the furniture for our new house. When the driver asked why the delivery was not just sent directly to Saudi Arabia, the sons said that they did not have a new address yet. The sons said that the FBI had been harassing the family and had raided the house three times. The driver and the sons then unloaded the boxes and left them on the front lawn.

7.) On April 7, 2005, Pre-trial Services Officer Thomas O'Brien and his supervisor, Basil Cronin, made a home contact at the defendant's home. They saw the all the boxes on the lawn and asked the defendant to explain what was going on. She told them that the boxes were for her import/export business in which she buys goods and has them exported to Saudi Arabia. Upon questioning, the defendant also said she was still committed to the approved home plan to reside in the Winchester address.

7.) On April 8, 2005, at approximately 10:40 a.m., federal agents observed a truck drop off a large empty ocean-going

container at the defendant's residence. Investigation has shown that the freight container was ordered only the day before by the defendant's son to be shipped by the Mediterranean Shipping Company to Saudi Arabia, departing on April 16, 2005.

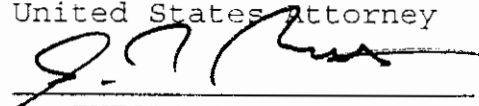
3.) Given the representations of the son to a disinterested person that the family was moving to Saudi Arabia and the corroborating facts, and given the defendant's inconsistent and incomplete explanation about the furniture delivery given to pre-trial service officers, the government submits that there is new and substantial evidence that the defendant is getting ready to flee the country.

Wherefore, the government seeks an immediate hearing on the revocation of the defendant's release.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By:


S. THEODORE MERRITT
Assistant U.S. Attorney

Date: April 8, 2005

AFFIDAVIT

I, Glen Fitzpatrick, being duly sworn, do hereby state as follows:

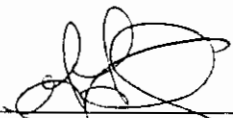
1. I am a Special Agent with Immigration and Customs Enforcement ("ICE"), Department of Homeland Security, and have been so employed for nine years.
2. On April 7, 2005, in the morning, I was advised by other federal agents that a large truck was in front of the defendant's residence in Winchester. The truck was determined to be from D.C. Enterprises, a transport and delivery company. Federal agents later observed several brown boxes of varying sizes to be unloaded and left sitting in the front yard.
3. Federal agents later interviewed an employee from D.C. Enterprises. He stated that the delivery contained 29 boxes from Design Toscano, Elk Grove Village, Illinois, a furniture company. The furniture was ordered by Hana F. Al Jader. The delivery left Illinois on March 17, 2005. The delivery service was hired to deliver the furniture on March 28, 2005 but was unable to contact anyone. On April 6, 2005, an unknown male at the address arranged for the delivery on April 7, 2005 and requested "white glove service," which is setting up the furniture and removing the boxes and wrapping.
4. Another federal agent and I also interviewed the driver of the truck after the delivery was made. He stated that after he arrived to unload the boxes, two teenage males came from the

house and told him that their mother was asleep inside. The sons then went on to tell the driver not to set up the furniture because the family was moving back to Saudi Arabia and this would be the furniture for our new house. When the driver asked why the delivery was not just sent directly to Saudi Arabia, the sons said that they did not have a new address yet. The sons said that the FBI had been harassing the family and had raided the house three times. The driver and the sons then unloaded the boxes and left them on the front lawn.

5. On April 8, 2005, at approximately 10:40 a.m., federal agents observed a semi-tractor trailer truck pull up in front of the defendant's residence. The truck left a large metal, ocean-going container, approximately 20 feet long, 8 feet high and 8 feet wide.

6. On April 8, 2005, agents contacted the company providing the freight container, M&S Express in Medford. An employee advised that the company was requested yesterday by a "Mr. Nayef" at 62 Cambridge Street, Winchester, to deliver the freight container to that address. The container will then be shipped by Mediterranean Shipping Company out of Boston. I know that Naif is the name of the defendant's oldest son.

7. On April 8, 2005, agents spoke to an employee of the shipping company who stated that the container has to be at the port by April 12 and is scheduled to be shipped on April 16, 2005 to Jeddah, Saudi Arabia.



Glen Fitzpatrick
Special Agent
ICE

Subscribed and sworn before me this 8th day of April, 2005.

Laura M. Graham

Notary Public

My Commission Expires 27 March 2009

ACCOUNT #: 0069946044
BILL TO: HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

CRD. #: P083297501058

SHIP TO:
HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
1	HCLKX XX SY 33	VERSAILLES CLOCK AND CANDELABRA SET DO NOT LEAVE LIT CANDLES UNATTENDED CANDLES NOT INCLUDED	NR		
1*	HCLKX XX SY 01	VERSAILLES CLOCK	NR		TT26AA03
1*	HCLKX XX SY 59	VERSAILLES CANDELABRA SET OF 2 DO NOT LEAVE LIT CANDLES UNATTENDED CANDLES NOT INCLUDED	NR		RR12AA01

The following items have been backordered

1	WTAPX XX TX 011202	THE TRIUMPH OF APOLLO	
1	HERNX XX OA 3650	NETTLESTONE LIBRARY ENSEMBLE	FRT-NR
1	SSMAX XX GO 354	CUPID AND PSYCHE BUST	

03/01/05 205CCXA0UNKNOWN 03/25/05 0000285004 03 02

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1400 Morse Ave.
Elk Grove Village, IL 60007-5722

ACCOUNT #: 0069946044
BILL TO: HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

ORD. #: P083297501058

PHONE: 800-525-1233
www.DesignToscano.com

PACKING LIST

SHIP TO:
HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
The following items have been backordered					
1	SGRAC XX NG 932773	SET OF ANGELS OF ENLIGHTENMENT	NR		
1*	SGRAC XX NG 327730	LAVINIA ANGEL OF ENLIGHTENMENT	NR		
1*	SGRAC XX NG 327735	RAPHAELA ANGEL OF ENLIGHTENMENT	NR		
1	SGRPC XX NG 31192	LITTLE RED RIDING HOOD	NR		
1	SGRPC XX NG 30540	FLOWERS FOR FELICITY	NR		
1	SGRCC XX NG 31127	WINDBLOWN LADY	NR		
1	HURNX XX WU 900015	S/2 BERSHIRE HALL URNS			
2*	HURNX XX WU 00015	BERKSHIRE HALL URN			
1	SSMAX XX PD 91911	S/ THE KISS & ASHORE BY RODIN			
1*	SSMAX XX PD 1901	THE KISS BY RODIN			

03/01/05 205CCXA0UNKNOWN 03/25/05 0000285004 03 02

ACCOUNT #: 0069946044
 BILL TO: HANA ALJADER
 APT 505
 339 MYSTIC ST
 ARLINGTON, MA 02474

ORD. #: P083297501058

SHIP TO:
 HANA ALJADER
 62 CAMBRIDGE ST
 WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
The following items have been backordered					
1	SSMAX XX PD 1911	ASHORE BY RODIN			
1	SCLNX XX WU 67380	THAIS BY D H CHIPARUS			NR
1	SCLNX XX WU 68000	EGYPTIAN DANCER			NR
1	SCLNX XX WU 68102	ANKARA DANCER			NR
1	SFRZX XX NG 31650	LA DANSE DU CHEVAL SAUVAGE			
1	SFRZX XX NG 30269	THREE HORSES OF MALTA FRIEZE			NR
1	SCLNX XX NG 9035	LIONS FROM THE TOMB OF POPE CLEMENT XIII			
1	SCLNX XX NG 29461	AWAKENED VATICAN LION (RIGHT)			
1	SCLNX XX NG 29462	SLEEPING VATICAN LION (LEFT)			
The following items will be drop shipped separately					
1	WPRTX XX DN 932	ANGELIQUE			NR

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 ARLINGTON, MA 02474

ORD. #: P083297501058

SHIP TO:
 HANA ALJADER
 62 CAMBRIDGE ST
 WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
The following items will be drop shipped separately					
1	WPRTX XX DN 809	EVENING REPOSE			NR
1	WCNVX XX DN 4122	SPRING PROMISE			NR
1	WPRTX XX DN 854	ARCHED TUSCAN REMEMBRANCES			NR
1	WCNVX XX DN 3065	LEOPARDS AT PLAY 36X30			NR
1	WCNVX XX DN 2700	LIBRA AND HER SPARROW 31X40			NR
1	WCNVX XX DN 2754	ROMAN BOAT RACE 27X35			NR
1	WCNVX XX DN 4210	GREEN DRESS 28X34			NR
1	WPRTX XX DN 682	DECO FOLIO ECSTASY			NR
1	WCNVX XX DN 4156	METAMORPHOSIS BY WOLK			NR
1	SGRCC XX OS 69806	LIFE SIZE HEBE			FRT-NR

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1400 Morse Ave.
Elk Grove Village, IL 60007-5722

ACCOUNT #: 0069946044
BILL TO: HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

ORD. #: P083297501058

SHIP TO:
HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
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The following items shipped separately on: 03/17/05

1	AFRZX XX NG 32892	BRINGING LIGHT TO THE WORLD FRIEZE			NR
2	HFRNC XX KY 1156	DEMETER SERVING TABLE			FRT-NR
2	HFRNX XX KY 409	TABELLA DEI TRE CHERUBINI			FRT-NR
1	SEGSX XX NG 321795	PHARAOHS SINGLE SERVER			NR
1	SEGSX XX NG 321790	PHARAOHS SERVANTS CONSOLE			NR
1	LEGYX XX KY 559534	ROYAL EGYPTIAN CHEETAH CONSOLE			FRT-NR
1	HSMFX XX AH 99221	BRITISH COLONIAL PARROT COMPLETE SET			
1*	HSMHX XX AH 221920	LEFT PARROT CANDLESTICK			
1*	HSMHX XX AH 221925	RIGHT PARROT CANDLESTICK			
1*	HCLKX XX AH 22718	BRITISH COLONIAL PARROT CLOCK			

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62 CAMBRIDGE ST
WINCHESTER, MA 01890

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QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
------	----------	-------------	------------	------------	------------

The following items shipped separately on: 03/17/05

1	HCLOX XX KY 982842	CHERUBS OF ABUNDANCE SET			
1*	HMHDX XX KY 71242	PAIR OF CHERUBS OF ABUNDANCE CANDELABRAS			NR
1*	HCLOX XX KY 82842	CHERUB OF ABUNDANCE CLOCK			
1	SCLNX XX NG 32371	ELGIN HORSE PLAQUE PARTHENON V			
5	GGFPX XX PA 8961	ANGEL IN WAITING EARRING HOLDER			
1	GGFMX XX TE 91014	2 SETS THREE BYZANTINE VESSELS			
2*	GGFMX XX TE 1014	SET OF THREE BYZANTINE VESSELS			
1	GGFPX XX NG 931591	S/2 GUARDIAN LIONS			
2*	GGFPX XX NG 31591	THE GUARDIAN LION			
1	SCLNX XX NG 932159	S/2 LA DONNA MISTERIOSA MASKS			

03/01/05 205CCXA0UNKNOWN 03/25/05 0000285004 03 02

1400 Morse Ave.

Elk Grove Village, IL 60007-5722

DESIGN TOSCANO

ACCOUNT #: 0069946044 ORD. #: P083297501058

BILL TO: HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
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The following items shipped separately on: 03/17/05

2*SCLNX XX NG 32159	LA DONNA MISTERIOSA MASK	
2 GGFPX XX NG 31248	THREE ELEPHANT VASE	
2 HSMHX XX KY 017	SIX STALLIONS OF THE HIPPODROME VASE	
2 GGFPX XX PA 9932	SET OF 3 CAFE BENOIT BOTTLE OPENERS	
6*GGFPX XX PA 9921	CAFE BENOIT PEWTER BOTTLE OPENER	
1 SGRPC XX NG 32124	ROMAN URN MAIDEN	NR
1 SGRCC XX NG 32181	BATHER AT THE FOUNTAIN SCULPTURE	NR
1 HFRNX XX KY 90965	S/2 SOUS LA VIGNE PEDESTALS	NR
2*HFRNX XX KY 0965	SOUS LA VIGNE PEDESTAL	NR
1 HPHNX XX PM 1893	SWEDISH ROYAL FAMILY REPRODUCTION PHONE	

03/01/05 205CCXA0UNKNOWN 03/25/05 0000285004 03 02

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339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

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QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
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The following items shipped separately on: 03/17/05

1 FFURX XX KY 996861	S/2 FRENCH PROVINCIAL CARYATID PEDESTALS	NR
2*FFURX XX KY 96861	FRENCH PROVINCIAL CARYATID PEDESTAL	NR
1 FFURX XX KS 1086	ITALIAN EMPIRE FOOTSTOOL	NR
1 GJWLX XX TE 90013	WATERFALL GLEN GLASS BEAD NECKLACE SET	
1*GJWLX XX TE 0003	WATERFALL GLEN GLASS BEAD NECKLACE	
1*GJWLX XX TE 0013	WATERFALL GLEN GLASS BEAD EARRINGS	
1 SGRPC XX KY 1180	LIGHTER THAN AIR	NR
2 WMIRX XX PD 1830	WINGS OF NATURE MIRROR	
1 HGRFC XX NG 932755	S/2 EMPEROR NERO CORNUCOPIA TABLES	NR
2*HGRFC XX NG 32755	EMPEROR NEROS CORNUCOPIA TABLE	NR

03/01/05 205CCXA0UNKNOWN 03/25/05 0000285004 03 02

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
The following items shipped separately on: 03/17/05					
1	SGRPC XX NG 30290	THE HALFPENCE BRIDGE			NR
1	GEQYX XX WU 68368	ISIS GODDESS OF LOVE PHOTO FRAME			
1	HSMHX XX NG 29548	GENEVIEVE THE FRENCH MAID			NR
2	HMSCX XX AT 9146	NOTTE MASK			NR
1	HSMHX XX PD 0024	ANDROMEDA TREASURE BOX			
1	SFRZX XX NG 32245	LOS TRES CABALLOS DE CASTILO ALOMAR			
1	HSMHX XX NG 931243	S/2 ATOP A NAUTILUS WALL SCONCES			
2*	HSMHX XX NG 31243	ATOP A NAUTILUS MERMAID WALL SCONCE			
1	GEQYX XX WU 08023	GOLD ISIS WINE GOBLET			
1	SFRZX XX NG 32380	TRIUMPH OF ARIADNE FRIEZE			NR

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ARLINGTON, MA 02474

ORD. #: P083297501058

SHIP TO:
HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
The following items shipped separately on: 03/17/05					
1	HMSCX XX SP 9962	SET OF ANY 2 NIGHT OR DAY DOORPLAQUES			
1*	HMSCX XX SP 962	DAY DOOR PLAQUE			
1*	HMSCX XX SP 963	NIGHT DOOR PLAQUE			
1	AFRZX XX NG 33056	WING OF MILOS FRIEZE			NR
2	ASCOX XX AH 230469	PEACOCKS PLUMAGE SHELF			
1	GB0XX XX SG 21003	ST PETERSBURG PEACOCK BOX			
1	GB0XX XX SG 21004	KIEV PEACOCK BOX			
2	AFRZX XX NG 32431	LA PRIMAVERA FRIEZE			NR
1	SCLNX XX SP 850	BAYRE STYLE LION ON BOAR			NR
1	LEGYX XX AD 868372	COLUMNS OF LUXOR SHELVES			FRT-NR

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design TOSCANO1400 Morse Avenue
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 BILL TO: 0069946044 P083297501033
 HANA ALJADER
 APT 505
 339 MYSTIC ST
 ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
 62 CAMBRIDGE ST
 WINCHESTER, MA 01890

QTY	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
(781) 756-1152					
The following items have been backordered					
1	SGRCC XX NG 31127	WINDBLOWN LADY			NR
1	HURNX XX WU 900015	S/2 BERSHIRE HALL URNS			
2*	HURNX XX WU 00015	BERKSHIRE HALL URN			
1	SSMAX XX PD 91911	S/ THE KISS & ASHORE BY RODIN			
1*	SSMAX XX PD 1901	THE KISS BY RODIN			
1*	SSMAX XX PD 1911	ASHORE BY RODIN			
1	SCLNX XX WU 67380	THAIS BY D H CHIPARUS			NR
1	SCLNX XX WU 68000	EGYPTIAN DANCER			NR
1	SCLNX XX WU 68102	ANKARA DANCER			NR
1	SFRZX XX NG 31650	LA DANSE DU CHEVAL SAUVAGE			
1	SFRZX XX NG 30269	THREE HORSES OF MALTA FRIEZE			NR
1	SCLNX XX NG 9035	LIONS FROM THE TOMB OF POPE CLEMENT XIII			
1*	SCLNX XX NG 29461	AWAKENED VATICAN LION (RIGHT)			
1*	SCLNX XX NG 29462	SLEEPING VATICAN LION (LEFT)			

03/01/05 205CCXA0UNKNOWN 03/14/05 0000284075 01 02

design TOSCANO

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Elk Grove Village, IL 60007-5721

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PACKING LIST

ACCOUNT # DESIGN TOSCANO ORD. #
BILL TO: 0069946044 P083297501033
HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

QTY	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT PRICE	WHSE LOC
1	HMSCX XX SP 9962	SET OF ANY 2 NIGHT OR DAY DOORPLAQUES			
1*	HMSCX XX SP 962	DAY DOOR PLAQUE			XX10BB08
1*	HMSCX XX SP 963	NIGHT DOOR PLAQUE			AA04BB05
The following items have been backordered					
1	WTAPX XX TX 011202	THE TRIUMPH OF APOLLO			
1	HFRNX XX OA 3650	NETTLESTONE LIBRARY ENSEMBLE	FRT-NR		
1	HCLKX XX SY 33	VERSAILLES CLOCK AND CANDELABRA SET	NR		
1*	HCLKX XX SY 01	VERSAILLES CLOCK	NR		
1*	HCLKX XX SY 59	VERSAILLES CANDELABRA SET OF 2	NR		
1	SSMAX XX GO 354	CUPID AND PSYCHE BUST			
1	SGRAC XX NG 932773	SET OF ANGELS OF ENLIGHTENMENT	NR		
1*	SGRAC XX NG 327730	LAVINIA ANGEL OF ENLIGHTENMENT	NR		
1*	SGRAC XX NG 327735	RAPHAELA ANGEL OF ENLIGHTENMENT	NR		
1	SGRPC XX NG 31192	LITTLE RED RIDING HOOD	NR		
1	SGRPC XX NG 30540	FLOWERS FOR FELICITY	NR		

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design TOSCANO

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Elk Grove Village, IL 60007-5702

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ACCOUNT #: DESIGN TOSCANO ORD. #:
BILL TO: 0069946044 P083297501033
HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

QTY	ITEM NO	DESCRIPTION	UNIT PRICE	EXT PRICE	WHSE. LOC.
1	HFRNX XX KY 90965	S/2 SOUS LA VIGNE PEDESTALS	NR		
2*	HFRNX XX KY 0965	SOUS LA VIGNE PEDESTAL	NR		PP11AA01
1	FFURX XX KY 996861	S/2 FRENCH PROVINCIAL CARYATID PEDESTALS	NR		
2*	FFURX XX KY 96861	FRENCH PROVINCIAL CARYATID PEDESTAL	NR		VV21AA01
1	GJWLX XX TE 90013	WATERFALL GLEN GLASS BEAD NECKLACE SET			
1*	GJWLX XX TE 0003	WATERFALL GLEN GLASS BEAD NECKLACE			ZZ08AA03
1*	GJWLX XX TE 0013	WATERFALL GLEN GLASS BEAD EARRINGS			ZZ05EE02
1	HGRFC XX NG 932755	S/2 EMPEROR NERO CORNUCOPIA TABLES	NR		
2*	HGRFC XX NG 32755	EMPEROR NEROS CORNUCOPIA TABLE	NR		RR08AA03
1	HSMHX XX NG 931243	S/2 ATOP A NAUTILUS WALL SCONCES			
		DO NOT LEAVE LIT CANDLES UNATTENDED			
		USE ONLY WITH GLASS VOTIVE			
2*	HSMHX XX NG 31243	ATOP A NAUTILUS MERMAID WALL SCONCE			YY24CC04
		DO NOT LEAVE LIT CANDLES UNATTENDED			
		USE ONLY WITH GLASS VOTIVE			

03/01/05 205CCXA0UNKNOWN 03/14/05 0000284075 01 02

design TOSCANO

1400 Merrie Avenue
Blk Grove Village, IL 60007-5722

PHONE: 800-456-1233
www.design-toscano.com

PACKING LIST

ACCOUNT #: DESIGN TOSCANO ORD. #: P083297501033
BILL TO: 0069946044
HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

QTY	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE LOC.
1	HCLOX XX KY 982842	CHERUBS OF ABUNDANCE SET DO NOT LEAVE LIT CANDLES UNATTENDED CANDLES NOT INCLUDED			
1*	HMHDX XX KY 71242	PAIR OF CHERUBS OF ABUNDANCE CANDELABRAS DO NOT LEAVE LIT CANDLES UNATTENDED CANDLES NOT INCLUDED	NR		FF07AA01
1*	HCLOX XX KY 82842	CHERUB OF ABUNDANCE CLOCK			FF02AA01
1	GGFMX XX TE 91014	2 SETS THREE BYZANTINE VESSELS			
2*	GGFMX XX TE 1014	SET OF THREE BYZANTINE VESSELS			ZZ01CC04
1	GGFPX XX NG 931591	S/2 GUARDIAN LIONS			
2*	GGFPX XX NG 31591	THE GUARDIAN LION			WW17AA01
1	SCLNX XX NG 932159	S/2 LA DONNA MISTERIOSA MASKS			
2*	SCLNX XX NG 32159	LA DONNA MISTERIOSA MASK			UU24AA03
2	GGFPX XX PA 9932	SET OF 3 CAFE BENOIT BOTTLE OPENERS			
6*	GGFPX XX PA 9921	CAFE BENOIT PEWTER BOTTLE OPENER			YY08BB02

03/01/05 205CCXA0UNKNOWN 03/14/05 0000284075 01 02

design TO NO

1460 Morse Avenue
Elk Grove Village, IL 60007-5722

PHONE: 800-525-1233
www.DesignToscano.com

PACKING LIST

ACCOUNT #: DESIGN TOSCANO ORD. #:
BILL TO: 0069946044 P083297501082
HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY	ITEM NO	DESCRIPTION	UNIT PRICE	EXT PRICE	WHSE LOC
The following items drop shipped					
1	WPRTX XX DN 809	EVENING REPOSE			NR
1	WCNVX XX DN 4122	SPRING PROMISE			NR
1	WPRTX XX DN 854	ARCHED TUSCAN REMEMBRANCES			NR
1	WCNVX XX DN 3065	LEOPARDS AT PLAY 36X30			NR
1	WCNVX XX DN 2700	LIBRA AND HER SPARROW 31X40			NR
1	WCNVX XX DN 2754	ROMAN BOAT RACE 27X35			NR
1	WCNVX XX DN 4210	GREEN DRESS 28X34			NR
1	WPRTX XX DN 682	DECO FOLIO ECSTASY			NR
1	WCNVX XX DN 4156	METAMORPHOSIS BY WOLK			NR
The following items drop shipped					
1	SGRCC XX OS 69806	LIFE SIZE HEBE			FRT-NR
The following items shipped separately on: 03/17/05					
1	AFRZX XX NG 32892	BRINGING LIGHT TO THE WORLD FRIEZE			NR

03/01/05 205CCXA0UNKNOWN 04/15/05*0000287558 01 05

design TOSCANO

1400 Morris Avenue
Bldg 1000, Suite 1000, ARLINGTON, MA 02474

PHONE: 800-525-1233
WWW.DESIGN-TOSCANO.COM

PACKING LIST

ACCOUNT #: DESIGN TOSCANO CRD. #:
BILL TO: 0069946044 P083297501033
HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT. PRICE	WHSE. LOC.
1	HSMHX XX NG 29548	GENEVIEVE THE FRENCH MAID	NR		VV03AA01
2	HMSCX XX AT 9146	NOTTE MASK	NR		0013AA02
1	HSMHX XX PD 0024	ANDROMEDA TREASURE BOX			UU20AA01
1	SFRZX XX NG 32245	LOS TRES CABALLOS DE CASTILO ALOMAR			UU17AA02
1	GEGYX XX WU 08023	GOLD ISIS WINE GOBLET			YY18CC01
1	SFRZX XX NG 32380	TRIUMPH OF ARIADNE FRIEZE	NR		UU12AA03
1	AFRZX XX NG 33056	WING OF MILOS FRIEZE	NR		CC13AA01
2	ASCOX XX AH 230469	PEACOCKS PLUMAGE SHELF			XX21AA02
1	GB0XX XX SG 21003	ST PETERSBURG PEACOCK BOX			ZZ03CC03
1	GB0XX XX SG 21004	KIEV PEACOCK BOX			ZZ03CC02
2	AFRZX XX NG 32431	LA PRIMAVERA FRIEZE	NR		GG05AA01
1	SCLNX XX SP 850	BAYRE STYLE LION ON BOAR	NR		KK13AA03
1	HSMHX XX AH 99221	BRITISH COLONIAL PARROT COMPLETE SET			
	CANDLES NOT INCLUDED				
	DO NOT LEAVE LIT CANDLES UNATTENDED				
1*	HSMHX XX AH 221920	LEFT PARROT CANDLESTICK			JJ06AA01
1*	HSMHX XX AH 221925	RIGHT PARROT CANDLESTICK			II14AA05
1*	HCLKX XX AH 22718	BRITISH COLONIAL PARROT CLOCK			SS02AA01

03/01/05 205CCXA0UNKNOWN 03/14/05 0000284075 01-02

design TOSCANO

1400 Morse Avenue
Bk Grove Village, IL 60007-8722

PHONE: 800-525-1283
www.Design Toscano.com

PACKING LIST

ACCOUNT #: DESIGN TOSCANO ORD. #:
BILL TO: 0069946044 P083297501033
HANA ALJADER
APT 505
339 MYSTIC ST
ARLINGTON, MA 02474

SHIP TO:

HANA ALJADER
62 CAMBRIDGE ST
WINCHESTER, MA 01890

(781) 756-1152

QTY.	ITEM NO.	DESCRIPTION	UNIT PRICE	EXT PRICE	WHSE. LOC.
1	AFRZX XX NG 32892	BRINGING LIGHT TO THE WORLD FRIEZE	NR		CC15AA01
2	HFRNC XX KY 1156	DEMETER SERVING TABLE	FRT-NR		STAGING
2	HFRNX XX KY 409	TABELLA DEI TRE CHERUBINI	FRT-NR		STAGING
1	SEGSX XX NG 321795	PHARAOHS SINGLE SERVER	NR		DD10AA01
1	SEGSX XX NG 321790	PHARAOHS SERVANTS CONSOLE	NR		PP25AA01
1	LEGYX XX KY 559534	ROYAL EGYPTIAN CHEETAH CONSOLE	FRT-NR		STAGING
1	SCLNX XX NG 32371	ELGIN HORSE PLAQUE PARTHENON V			TT21BB06
5	GGFPX XX PA 8961	ANGEL IN WAITING EARRING HOLDER			BB11CC06
2	GGFPX XX NG 31248	THREE ELEPHANT VASE			JJ06AA02
2	HSMHX XX KY 017	SIX STALLIONS OF THE HIPPODROME VASE			YY12CC04
1	SGRPC XX NG 32124	ROMAN URN MAIDEN	NR		0025AA03
1	SGRCC XX NG 32181	BATHER AT THE FOUNTAIN SCULPTURE	NR		PP21AA03
1	HPHXX XX PM 1893	SWEDISH ROYAL FAMILY REPRODUCTION PHONE			YY18AA02
1	FFURX XX KS 1086	ITALIAN EMPIRE FOOTSTOOL	NR		JJ01AA01
1	SGRPC XX KY 1180	LIGHTER THAN AIR	FRT-NR		SS17AA03
2	WMIRX XX PD 1830	WINGS OF NATURE MIRROR			SS15AA01
1	SGRPC XX NG 30290	THE HALFPENCE BRIDGE	NR		JJ03AA03
		FOR ORNAMENTAL PURPOSES ONLY			
1	GEGYX XX WU 68368	ISIS GODDESS OF LOVE PHOTO FRAME			XX04AA03

03/01/05 205CCXA0UNKNOWN 03/14/05 0000284075 01-02



IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

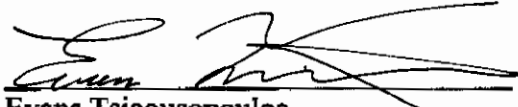
UNITED STATES OF AMERICA)	CRIMINAL ACTION
)	
v.)	NO. 05-10085-RCL
)	
HANA F. AL JADER)	

AFFIDAVIT OF EVANS TSIAOUSOPOULOS

NOW COMES Evans Tsiaousopoulos in the above-captioned matter on oath deposes and says as follows:

1. I am Vice President of Demetrios International Shipping Company, Inc., a shipper of home goods and commercial products into and out of the United States with offices located at 91 Hicks Avenue, Medford, Massachusetts.
2. I have signed this Affidavit at the request of the Defendant, Hana F. Al Jader.
3. This Affidavit is based on my personal knowledge.
4. On March 29, 2005, I returned a message to a person who previously identified himself as Naif inquiring about the cost of a shipping container.
5. On April 7, 2005, I had further conversations with Naif and the following day April 8, 2005, my company arranged for the delivery of a red shipping container, the first of three containers, which was placed in the front driveway of the Defendant's residence at 62 Cambridge Street, Winchester, Massachusetts.

SIGNED UNDER THE PENALTIES OF PERJURY THIS 10TH DAY OF MAY, 2005.

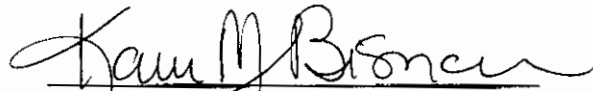

Evans Tsiaousopoulos

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

May 10, 2005

On this 10th day of May 2005, before me, the undersigned notary public, personally appeared Evans Tsiaousopoulos, and proved to me through satisfactory evidence of identification, which was Mass Drivers License to be the person whose name is signed on the preceding document, and acknowledge to me that he signed it voluntarily for its stated purpose.



Karen M. Bisnaw, Notary Public

My commission expires:

50-B5-93374-SUB 302

Continuation of FD-302 of SEARCH OF 62 CAMBRIDGE STREET On 11/16/04 Page 3

only item removed from Room M was a locked safe to which agents could not gain access on site; HANA ALSAUD provided agents with a combination for the safe but advised that she lost the key. Prior to taking possession of the safe, agents obtained a written consent to search/seize the safe from HANA ALSAUD.

At approximately 2:45 p.m., SA CORR took exit photographs at 62 Cambridge Street. The searchers exited the premises at approximately 3:00 p.m. At approximately 3:02 p.m., SA JOHN T. FOLEY provided a copy of the inventory of items taken (FD-597) to HANA ALSAUD and explained the form to her. Prior to the remaining agents leaving, HANA ALSAUD was asked to check on the well-being of her husband. She did so and reported that he was fine. In response to SA CORR'S inquiry, ALSAUD advised that she is fully capable of caring for her husband herself. It should be noted that, during the course of the search, HANA ALSAUD and/or members of her family were allowed to periodically check on MOHAMMED ALSAUD and make sure that he was all right.

At approximately 3:05 p.m., SA CORR returned control of the premises to HANA ALSAUD.

ADMINISTRATIVE:

The following individuals participated in the search at 62 Cambridge Street, Winchester, MA on 11/16/04:

SA KRISTA L. CORR - FBI
SA PETER A. ERICKSON - FBI
SA JOHN T. FOLEY - FBI
SA LEIGH TSUJI - FBI
SA MATT KNIGHT - FBI
SA MIKE PERRELLA - ICE
SA CHRIS GIANAKURA - FBI
SA FORREST SCHOENING - FBI
SA APRIL HADDOCK - FBI
SA JOE L. LEVINE - FBI
SA CHRISTA SNYDER - FBI
SA GLEN FITZPATRICK - FBI
SA MARGARET MACKEY - FBI
SA ORNELLO ARLETI - FBI
SA MATTHEW A. ZAVALA - FBI
SA ROBERT CRAIG - ICE
SA WILLIAM SANSONE - ICE
SA JAMES J. TRAHON - FBI

0000002879

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Search Warrant Execution Log

CASE ID SO-B5-93374SEARCH TEAM LEADER SA Krista L. Corr

WARRANT INFORMATION

WARRANT# MJ04-M-262TLA DATE SIGNED 11/15/04MAGISTRATES NAME Toye London AlexanderJUDICIAL DISTRICT MassachusettsPROPERTY TO BE SEIZED/ADDRESS: 62 Cambridge St
Winchester, MADATE WARRANT RECEIVED 11/15/04 TIME RECEIVED 5:55pmDATE WARRANT EXECUTED 11/16/04 TIME EXECUTED 10:20amCOPY OF WARRANT PROVIDED TO: Hana Al-SaudCOPY OF RECEIPT PROVIDED TO: Hana Al-Saud

TIME	EVENT
<u>10:20am</u>	Search team enters premises.
<u>10:20am</u>	SAs <u>Christopher Snyder and Krista Corr</u> serve the warrant.
<u>10:25am</u>	Initial walk-through completed by <u>SA Krista L. Corr</u>
<u>11:20am</u>	Entrance photographs taken by <u>SA Krista L. Corr</u>
<u>10:55am</u>	Sketch of premises ^{initiated} completed by <u>SA April Haddock</u>
<u>11:40am</u>	Search team assigned and begin search.
<u>2:45pm</u>	Exit photographs taken by <u>SA Krista L. Corr</u>
<u>3:00pm</u>	Search completed.
<u>3:02pm</u>	Above-listed individual is provided a receipt for property seized.
<u>3:05pm</u>	Search team exits premises and ensures that premises is secured.

Additional Notes: At 3pm, prior to leaving, Hana Al-Saud checked on her husband
and Ahmed and he was fine. She assured SA Corr that she is
capable of caring for him without his needs.

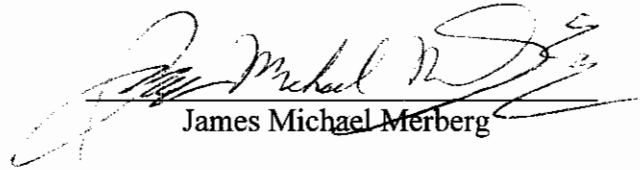
LOG KEPT BY: SA Krista L. Corr

(Signature)

CERTIFICATE OF SERVICE

I James Michael Merberg certified that on this date I served a copy of the foregoing Motion to Modify Conditions of Release by delivering same in hand to S. Theodore Merritt, c/o of the United States Attorney's Office for the District of Massachusetts, John Joseph Moakley U.S. Courthouse, 1 Courthouse Way, Boston, MA 02210.

May 10, 2005


James Michael Merberg